

## **2012**

### **QUALIFICATION FOR THE TAX COMMISSIONER OF COBB COUNTY, GEORGIA**

These qualifications are intended for use as a popular guide. The Code references listed should be consulted as the final authority for all qualifications. It is the applicant's responsibility to determine what the qualifications are and that they are met.

The following are the qualifications for the Tax Commissioner of Cobb County, Georgia:

1. They must be a citizen of the United States.
2. They must have resided in Cobb County for at least two (2) years prior to qualifying for the election of the office, and must remain a resident of such county during the term of office.
3. They must be a registered voter.
4. They must have attained the age of twenty-five prior to the date of qualifying for election to the office. (This shall not apply to any person serving as Tax Commissioner on July 1, 1981).
5. They must have attained a high school diploma or its recognized equivalent. (Except for persons holding the office on April 1, 1986).
6. They must not have been convicted of a felony or any offense involving moral turpitude contrary to the law of this State, any other state or the United States.
7. They must file an affidavit with the officer before whom such person has qualified to seek the office of tax commissioner prior to or at the time of the qualifying, which affidavit shall affirm that he meets all of the qualifications.
8. Any candidate for the office of Tax Commissioner of Cobb County shall on the date of his qualifying for such office in either a Primary or General election, certify to the Judge of the Probate Court of Cobb County the name of the person he shall appoint as his Chief Deputy Clerk in the event he be elected to the office of Tax Commissioner of Cobb County.

The above requirements are excerpts from applicable law. The specific law of the requirements may be found in O.C.G.A. §48-5-210 and Cobb County Code §2-91 and §2-93 and Georgia Constitution Article 9, Section 1, Paragraph 3.

9. They must pay a qualification fee of \$3,282.78 or file a Pauper's Affidavit. O.C.G.A. §21-2-131(a)(1); §21-2-132(f).

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### A. PARTY NOMINATION REQUIREMENTS:

10. In the case of a general primary, they must file an application not earlier than 9:00 a.m. on the Wednesday immediately following the third Monday in May immediately prior to the primary and not later than at 12:00 Noon on the Friday immediately following the Wednesday immediately following the third Monday in May, notwithstanding the fact that any such days may be legal holidays. In the case of a special primary, the candidate shall qualify no earlier than the date of the call for the special primary and no later than 25 days prior to the date of such primary. O.C.G.A. §21-2-153 (c).
11. Notice of candidacy must be filed with the political party by affidavit stating:
  - (a) Residence with street number, if any, and post office box address;
  - (b) Profession, business or occupation, if any;
  - (c) The name of his precinct;
  - (d) That he is an elector of the county of his residence eligible to vote in the primary election in which he is a candidate for nomination;
  - (e) The name of the office he is seeking;
  - (f) That he is eligible to hold such office;
  - (g) That he has never been convicted and sentenced in any court of competent jurisdiction for fraudulent violation of primary or election laws, malfeasance in office, or felony involving moral turpitude under the laws of this state or any other state or of the United States, or that his civil rights have been restored and that at least ten years have elapsed from the date of completion of the sentence without a subsequent conviction of another felony involving moral turpitude; and
  - (h) That he will not knowingly violate the Election Chapter of the Official Code of Georgia Annotated (O.C.G.A. §21-2-153(e)), or the rules and regulations adopted under said Chapter.

### B. INDEPENDENT CANDIDATE REQUIREMENTS:

- A. In the case of a general election, they must file an application not earlier than 9:00 a.m. on the fourth Monday in June and no later than 25 days prior to the date of such primary. 12:00 Noon on the Friday following the fourth Monday in June. In case of a special election, they must file an application no earlier than the date of the call of the election and no later than 25 days prior to the date of such primary. O.C.G.A. §21-2-132 (c).

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12. Notice of candidacy must be filed with an affidavit stating:
- (a) Residence with street number, if any, and post office box address;
  - (b) Profession, business or occupation, if any;
  - (c) The name of his precinct;
  - (d) That he is an elector of the county of his residence eligible to vote in the election in which he is a candidate;
  - (e) The name of the office he is seeking;
  - (f) That he is eligible to hold such office;
  - (g) That he has never been convicted and sentenced in any court of competent jurisdiction for fraudulent violation of primary or election laws, malfeasance in office, or felony involving moral turpitude under the laws of this state or any other state or of the United States, or that his civil rights have been restored and that at least ten years have elapsed from the date of completion of the sentence without a subsequent conviction of another felony involving moral turpitude; and
- A. That he will not knowingly violate the Election Chapter of the Official Code of Georgia Annotated (O.C.G.A. §21-2-132(e)), or the rules and regulations adopted under said Chapter.